

**AUCTIONEER BOARD  
TELECONFERENCE MINUTES  
JANUARY 27, 2010**

**PRESENT:** James Wenzler

**PRESENT**

**VIA TELEPHONE:** Jay Clarke, Kathryn Daley, Alan Hager, Patrick McNamara, Timothy Sweeney

**STAFF:** Gail Sumi, Bureau Director; Michael Berndt, Legal Counsel; Karen Rude-Evans, Bureau Assistant

**GUESTS:** none

**CALL TO ORDER**

Patrick McNamara, Chair, called the meeting to order at 9:33 a.m. A quorum of six (6) members was present.

**ADOPTION OF AGENDA**

**MOTION:** Jay Clarke moved, seconded by Alan Hager, to adopt the agenda as published. Motion carried unanimously.

**APPROVAL OF MINUTES OF OCTOBER 20, 2009**

**MOTION:** Jay Clarke moved, seconded by Kathryn Daley, to approve the minutes of October 20, 2009 as written. Motion carried unanimously.

**ADMINISTRATIVE REPORT – GAIL SUMI, BUREAU DIRECTOR**

Gail Sumi introduced herself as the new Bureau Director.

**Report from Board Chair and Vice Chair Leadership Reception and Training**

DRL hosted training in December for Board Chairs and Vice Chairs. The training was well received.

**Board Membership - Status**

James Wenzler is a new member of the Board. Mr. Wenzler introduced himself and gave a history of his background and experience.

**DRL Staffing Updates**

John Lease is the new Division Administrator for Board Services. There are two legal counsel vacancies and interviews are currently being held. Michael Berndt is the DRL General Counsel and is also legal

counsel for the Medical Board and its affiliated boards. Marvin Robinson, who was the Division Administrator for Enforcement, has left DRL.

**PRESENTATION OF PROPOSED STIPULATIONS BY DIVISION OF ENFORCEMENT OR  
ANY SUBMITTED AFTER PRINTING OF THE AGENDA**

None.

**LEGISLATION AND ADMINISTRATIVE RULES**

Gail Sumi updated the Board on the status of LRB 07-2403, Relating to Continuing Education Requirements for Auction Company Representatives, and LRB 3126/1, relating to registration requirements for auction companies.

**TRAVEL**

None.

**PRACTICE ISSUES**

None.

**PUBLIC COMMENTS**

None.

**CONVENE TO CLOSED SESSION**

**MOTION:** James Wenzler moved, seconded by Jay Clarke to convene the meeting in Closed Session pursuant to Sections 19.85(1)(a), (b), and (f), Wis. Stats., to consider the licensing or discipline of a person licensed by the Department or the investigation of charges against such a person. Specifically, the Board intends to deliberate on stipulations, administrative warnings, case closings, and monitoring cases. Roll Call Vote: Timothy Sweeney-yes; Alan Hager-yes; Patrick McNamara-yes; Jay Clarke-yes; Kathryn Daley-yes; James Wenzler-yes. Motion carried unanimously.

Open Session recessed at 10:24 a.m.

**RECONVENE TO OPEN SESSION**

**MOTION:** Alan Hager moved, seconded by James Wenzler, to reconvene into Open Session. Motion carried unanimously.

Open Session reconvened at 10:53 a.m.

**VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION**

**CASE CLOSINGS**

**05 AUC 018**

**MOTION:** Jay Clarke moved, seconded by Alan Hager, to close case **05 AUC 018** for no violation against House in the Woods Auction Gallery. Motion carried unanimously.

**MOTION:** James Wenzler moved, seconded by Alan Hager, to close case **05 AUC 018** for prosecutorial discretion against Auction Expo International. Motion carried unanimously.

**06 AUC 024**

**MOTION:** Jay Clarke moved, seconded by Alan Hager, to close case **06 AUC 024** for prosecutorial discretion. Motion carried. James Wenzler abstained.

**ADJOURNMENT**

**MOTION:** Alan Hager moved, seconded by Kathryn Daley, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 10:56 a.m.